



1632

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (08-00)  
Approved for use through 10/31/2002, OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	<b>Application Number</b>	09/965,116	
	<b>Filing Date</b>	09/26/2001	
	<b>First Named Inventor</b>	Kandimalla	
	<b>Group Art Unit</b>	1632	
	<b>Examiner Name</b>	NA	
<b>Total Number of Pages in This Submission</b>	<b>6</b>	<b>Attorney Docket Number</b>	HYB-005US2

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		
1. Post Card		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Joseph C. Zuccheri, Reg. No. P-55,762		
Signature	<i>Joseph C. Zuccheri</i>		
Date	1/21/04		

### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being forwarded via Facsimile to Group 1600; Commissioner for Patents, Washington, DC 20233 at Facsimile No. 703-872-9306 on this date:

Typed or printed name	<i>Melissa Simpson</i>		
Signature	<i>Melissa Simpson</i>	Date	1/21/04

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Patent Application  
Attorney's Docket No.: HYB-005US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ekambar R. Kandimalla, Qiuyan Zhao, Dong Yu and Sudhir Agrawal

Application No.: 09/965,116 Group: 1635

Filed: September 26, 2001 Examiner: Gibbs, Terra C.

Confirmation No.: 3956

For: MODULATION OF IMMUNOSTIMULATORY ACTIVITY OF  
IMMUNOSTIMULATORY OLIGONUCLEOTIDE ANALOGS BY  
POSITIONAL CHEMICAL CHANGES

\*\*\*\*\*  
**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: 1/21/04

Signature: Melissa Simpson

Printed Name: Melissa Simpson

\*\*\*\*\*  
**AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in response to the Office Action mailed from the U.S. Patent and Trademark Office on December 22, 2003 in the above-identified application. Reconsideration and further examination are requested.

Please amend the application as follows: